

Message Text

LIMITED OFFICIAL USE

PAGE 01 STATE 136712
ORIGIN COME-00

INFO OCT-01 EUR-12 NEA-10 ISO-00 EB-07 /030 R

DRAFTED BY COM/BIC/CAGNE/JBHEARN
APPROVED BY EB/OCA/CD:WERAU
COM/BIC/CAGNE/PBHALE
COM/DIB/AGC/WBROWN
NEA/RA/DMORRISON

-----140223Z 056757 /70

R 132209Z JUN 77
FM SECSTATE WASHDC
TO AMEMBASSY SANA
INFO AMCONSUL DUSSELDORF

LIMITED OFFICIAL USE STATE 136712

E.O. 11652:N/A

TAGS:BEXP, GW, YE

SUBJECT: ARAB BOYCOTT: CALL FOR TENDERS BY NATIONAL WATER
AND SEWERAGE AUTHORITY

REF: (A) SANA 1967; (B) DUSSELDORF 793; (C) STATE 93849;
(D) DUSSELDORF 770; (E) SANA 1401

1. REF (D) REPORTED GERMAN CONSULTANT AS STIPULATING

"ANTI-JEWISH" AND "NON-BOYCOTT STATUS" CLAUSES AS CONDI-
TIONS OF TENDER FOR HODEIDA WATER SUPPLY AND SEWERAGE
PROJECT REPORTED REF (E). REF (C) QUERIED WHETHER THESE
CONDITIONS WERE IMPOSED BY YARG OR INSERTED BY THE
CONSULTANT AT HIS OWN INITIATIVE. REF (B) REPORTED CONTEN-
TION BY CONSULTANT THAT THE CONDITIONS WERE IMPOSED BY THE
YARG. REF (A), WHILE REPORTING MINECON'S ASSURANCE TO
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 STATE 136712

AMBASSADOR THAT HE DID NOT SUPPORT ANTI-JEWISH CLAUSES,
DID NOT DIRECTLY ANSWER THE QUESTION OF WHETHER ANTI-JEWISH
CLAUSE WAS IN FACT IMPOSED BY YARG IN THE TENDER. REF (A)
ALSO FAILED INDICATE WHETHER NON-BOYCOTT STATUS CLAUSE
WAS IMPOSED IN TENDER AS ISSUED BY YARG. REQUEST EMBASSY

CLARIFY THE ORIGIN OF THESE CONDITIONS. UNLESS EMBASSY

REPORTS THAT NEITHER ANTI-JEWISH NOR NON-BOYCOTT STATUS

CONDITIONS WERE INCLUDED IN ORIGINAL YARG TENDER,
STRICTURES ON DISSEMINATION OF INFORMATION ABOUT THIS
TENDER INDICATED REF (C) MUST REMAIN IN EFFECT.

2. REF (A) REQUESTED GUIDANCE ON HANDLING OF NEW TENDER FOR
MANHOLE COVERS, WATER METERS, AND FIRE HYDRANTS FOR

HODEIDA PROJECT. BID CONDITION IN PORTION OF TENDER FOR
WATER METERS AND FIRE HYDRANTS TO BE FINANCED BY IDA--I.E.,
"OPEN TO SUPPLIERS FROM COUNTRIES WHO ARE MEMBERS OF

WORLD BANK AND SWITZERLAND'--DOES NOT COME WITHIN PURVIEW
OF COMMERCE DEPARTMENT REGULATIONS AS BOYCOTT-RELATED
CONDITION, SINCE IT CONTAINS NO BOYCOTT-RELATED EXCLUSIONS.
CONSEQUENTLY, THERE IS NO RESTRICTION ON POST FORWARDING
OR COMMERCE DISSEMINATING THESE PARTS OF TENDER. SITUATION
WOULD REMAIN THE SAME UNDER PROSPECTIVE NEW LAW AND
REGULATIONS.

3. BID CONDITION FOR MANHOLE COVERS CLEARLY COVERED BY
POLICY OF NON-DISSEMINATION OF INFORMATION ABOUT OPPORTU-
NITIES KNOWN TO BE SUBJECT TO BOYCOTT CONDITIONS AS
OUTLINED REF (C) BECAUSE OF EXCLUSION OF FIRMS ON ARAB
BOYCOTT LIST. KNOWLEDGE OF THIS CONDITION REQUIRES POST TO
REFRAIN FROM FORWARDING TENDER TO WASHINGTON OR DISCUSSING
IT WITH VISITING BUSINESSMEN, OR EVEN REPORTING IT TO
COMMERCE AS TRADE OPPORTUNITY.

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 STATE 136712

4. APPRECIATE INCLINATION OF YEMENI OFFICIALS REPORTED
REF (A) TO ENFORCE BOYCOTT PRAGMATICALLY OR EVEN IGNORE IT
WHEN EXPEDIENT. COMMERCE CANNOT TAKE THIS INTO ACCOUNT IN
APPLYING NON-DISSEMINATION POLICY, HOWEVER, SO LONG AS
RESTRICTION SUCH AS THAT CITED PARA 3 REMAINS IN TENDER
DOCUMENTS. VANCE

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Sent Date: 13-Jun-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE136712
Document Source: CORE
Document Unique ID: 00
Drafter: BIC/CAGNE/JBHEARN
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770211-0346
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770662/aaaaccdu.tel
Line Count: 104
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 53bac97d-c288-dd11-92da-001cc4696bcc
Office: ORIGIN COME
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 77 SANA 1967, 77 DUSSELDORF 793, 77 STATE 93849, 77 DUSSELDORF 770, 77 SANA 1401
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 28-Mar-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2171297
Secure: OPEN
Status: NATIVE
Subject: ARAB BOYCOTT: CALL FOR TENDERS BY NATIONAL WATER AND SEWERAGE AUTHORITY
TAGS: BEXP, GE, YE
To: SANA
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/53bac97d-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009